

SENATE BILL No. 77

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-33-2.

Synopsis: Allen circuit court. Allows the judge of the Allen circuit court to appoint a second full-time magistrate. Removes the judge's authority to appoint a hearing officer: (1) who has the powers of a magistrate; and (2) whose salary is paid by the county.

Effective: July 1, 2009.

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January 7, 2009, read first time and referred to Committee on Judiciary.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 77

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 33-33-2-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. The judge of the
3 Allen circuit court may appoint ~~one (1)~~ **two (2)** full-time ~~magistrate~~
4 **magistrates** under IC 33-23-5. ~~The~~ A magistrate continues in office
5 until removed by the judge.

6 SECTION 2. IC 33-33-2-4 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. ~~(a)~~ The Allen circuit
8 court has concurrent jurisdiction with the Allen superior court
9 concerning paternity actions.

10 (b) ~~In addition to the magistrate appointed under section 3 of this~~
11 chapter, the judge of the Allen circuit court may appoint a hearing
12 officer with the powers of a magistrate under IC 33-23-5. ~~The hearing~~
13 officer continues in office until removed by the judge.

14 (c) ~~The salary of a hearing officer appointed under subsection (b) is~~
15 equal to that of a magistrate under IC 33-23-5. ~~The hearing officer's~~
16 salary must be paid by the county. ~~The hearing officer is a county~~
17 employee.



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